

ESTTA Tracking number: **ESTTA422530**

Filing date: **07/29/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91192739
Party	Defendant Blue Athletic Inc. DBA Denimrack
Correspondence Address	TRACY A UHRIN DANIELS PATENT LAW PLLC 43 CENTRE STREET CONCORD, NH 03301 UNITED STATES tracy@danielspatentlaw.com
Submission	Other Motions/Papers
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Date	07/29/2011
Attachments	TTAB Notice of Status.PDF ( 2 pages )(54613 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

**In the matter of Trademark Serial No. 77/769311, for the trademark DENIMRACK, filed  
June 26, 2009, by Blue Athletic Inc.**

Nordstom, Inc. and NIHC, Inc.,	)	
Opposers,	)	
	)	
	)	Opposition No. 91192739
v.	)	
	)	
Blue Athletic Inc.,	)	
Applicant.	)	

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**APPLICANT'S NOTICE OF STATUS OF CIVIL ACTION**

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By Order dated June 22, 2010, the Trademark Trial and Appeal Board suspended the proceedings in this matter pending the disposition of the civil action between the parties, *Blue Athletic, Inc. v. Nordstrom, Inc. and NIHC, Inc., United States District Court, District of New Hampshire, Docket No. 1:10-cv-00036-SM*. By Notice dated July 5, 2011, the Board requested a status update as to the civil action, and Applicant sets forth the status below.

The civil action remains pending, and a jury trial currently is scheduled for on or about **April 17, 2012.**

Respectfully submitted,

BLUE ATHLETIC INC.

By Its Attorneys,

McLANE, GRAF, RAULERSON & MIDDLETON,  
PROFESSIONAL ASSOCIATION

Date: July 29, 2011

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**Certificate of Service**

I hereby certify that on this 29th day of July, 2011, I served the foregoing Notice by mailing copies thereof by first class mail, postage prepaid, to William O. Ferron, Jr., Esq., counsel of record.

/Jeremy T. Walker/  
Jeremy T. Walker, Esq.